**THE HON'BLE SRI JUSTICE P.S.NARAYANA**

**WRIT PETITION NO.16953 OF 2006**

**DATE: 14-8-2006**

Between:

Yerrajonna Tulasamma, wife of Kondaiah,
aged 57 years, Occ: Agriculture, labour,
Resident of Anneboinapalli village and
Panchayat, Lingasamudram Mandal,
Prakasam district.

... Petitioner.

And

1. The Chief Election Commissioner,
   Government of A.P., Budhabhavan
   Hyderabad and 3 others.

... Respondents.

* * *

**ORDER:**

The writ petition is filed for a writ of Mandamus to declare action of the respondent authorities in not considering the request of the petitioner in spite of bringing the irregularities committed by the 4th respondent, as illegal, arbitrary, unconstitutional and consequently declare the election of the 4th respondent as Sarpanch of

Anneboinapally Gram Panchayat, Lingasamudram Mandal, Prakasam District, as null and void.

2. The writ petition, in fact, had been filed challenging the in action of the respondent authorities in not considering the request of the petitioner to conduct election in fair manner and also in not allowing the petitioner and his agents into polling booths and counting station. In the affidavit filed in support of the writ petition the petitioner has stated several irregularities said to have been committed by the 4th respondent. It is also stated that the elections are over.

3. In any view of this matter, factual aspects cannot be gone into by a writ Court. Liberty is given to the writ petitioner to approach appropriate Tribunal by way of election petition if the petitioner is so advised.

4. The writ petition is disposed of accordingly. No order as to costs.

**P.S.NARAYANA, J.**

Date: 14th August 2006.
BSB